

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

BRANDON JOE WILLIAMS,

Plaintiff,

v.

UNITED STATES SMALL  
BUSINESS ADMINISTRATION,

Defendant.

No. 2:24-cv-09553-RGK-SK

**[PROPOSED] ORDER DENYING  
PLAINTIFF'S MOTION TO REMAND  
FOR LACK OF SUBJECT MATTER  
JURISDICTION [DKT. 12]**

Hearing Date: December 23, 2024  
Hearing Time: 9:00 a.m.  
Ct rm: 850

Honorable R. Gary Klausner  
United States District Judge

1 The Court, having considered the Motion to Remand [Dkt. 12] this action to the  
2 Superior Court of the State of California for the County of Los Angeles (the “Remand  
3 Motion”) filed by plaintiff Brandon Joe Williams (“Plaintiff”), as well as defendant  
4 United States Small Business Administration’s (“SBA”) Opposition, the arguments of  
5 the parties and the papers submitted, it is hereby ordered that:

6 Plaintiff’s Remand Motion is **DENIED** on the grounds that the SBA’s notice  
7 removal of this lawsuit from the Superior Court of the State of California for the County  
8 of Los Angeles to the United States District Court for the Central District of California  
9 was proper under 28 U.S.C. § 1442(a)(1).

10 The Court finds that (1) the SBA is a federal agency within the meaning of the  
11 statute 28 U.S.C. § 1442; (2) that there is a causal nexus between the SBA’s actions and  
12 the Plaintiff’s claims; and (3) that the SBA can assert a “colorable federal defense.” *See*  
13 *DeFiore v. SOC LLC*, 85 F.4th 546, 558 (9th Cir. 2023); *see also Durham v. Lockheed*  
14 *Martin Corp.*, 445 F.3d 1247, 1252-53 (9th Cir. 2006); *see also Boules v. United States*,  
15 2:23-cv-08891-CBM-PVCx, 2024 WL 751003, \*2 (C.D. Cal. Feb. 21, 2024) (denying  
16 plaintiff’s motion to remand action removed under § 1442 because “the entities who  
17 sought removal are all federal agencies” and “the plain language of 28 U.S.C. §  
18 1442(a)(1) allows federal agencies to remove any civil actions against or directed to  
19 them.”).

20 **IT IS SO ORDERED.**

21  
22 Dated: \_\_\_\_\_

\_\_\_\_\_  
23 Honorable R. Gary Klausner  
24 United States District Court Judge  
25  
26  
27  
28